

Form 173 – hrggeneral

**UNITED STATES BANKRUPTCY COURT**

District of New Jersey  
MLK Jr Federal Building  
50 Walnut Street  
Newark, NJ 07102

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Case No.: 20–23664–VFP  
Chapter: 13  
Judge: Vincent F. Papalia

In Re: Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Evaristo Burdiez  
aka Evaristo Burdiez Jr.  
365 River Road  
Bogota, NJ 07603

Social Security No.:

xxx–xx–4674

Employer's Tax I.D. No.:

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**NOTICE OF HEARING**

NOTICE IS HEREBY GIVEN that a hearing in said cause shall be held before the Honorable Vincent F. Papalia on

Date: June 24, 2021  
Time: 02:30 PM  
Location:

to consider and act upon the following:

**43** – Motion re: to a) Approve Contract of Sale; b) Appoint Attorney-in-Fact for Cecilia Otero; c) Authorize Sale of Real Property Free and Clear of Judgment Liens; d) Declare Fire Insurance Proceeds as Property of the Chapter 13 Estate; and e) Compel Cecilia Otero to Turnover Fire Insurance Proceeds Check/Monies to Select Portfolio Servicing Filed by Roger Chavez on behalf of Evaristo Burdiez. (Attachments: # 1 Certification of Debtor in Support of Motion # 2 Exhibit A: Copy of Contract of Sale for Property, dated February 17, 2021 # 3 Exhibit B: Pre-Approval Qualification Letter from Family First Funding, dated February 16, 2021 # 4 Exhibit C: Email from John Voorhees to Roger Chavez, dated February 19, 2021 at 2:41PM # 5 Exhibit D: Unexecuted Contract of Sale for Property, dated November 29/30, 2020 # 6 Exhibit E: Email Thread involving John Voorhees, Roger Chavez, and Joe Petrolino, on February 25, 2021, 2:00PM transmission from Mr. Voorhees # 7 Exhibit F: Email from Andy Aslanian to Mario Dimondo, of Assurant, dated December 3, 2019 at 3:53PM # 8 Exhibit G: Mortgage, signed by Cecilia Otero and Evaristo Burdiez, dated March 10, 2006 # 9 Exhibit H: Certification of Cecilia of Otero, dated December 14, 2020 # 10 Certification of Debtor's Counsel in Support of Motion # 11 Exhibit A: Email thread between Roger Chavez and John Voorhees, dated February 19, 2021 # 12 Memorandum of Law # 13 Proposed Order) (Chavez, Roger)

and transact such other business as may properly come before the meeting.

Dated: June 18, 2021  
JAN: jf

Jeanne Naughton  
Clerk

In re:  
Evaristo Burdiez  
Debtor

Case No. 20-23664-VFP  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0312-2  
Date Rcvd: Jun 21, 2021

User: admin  
Form ID: 173

Page 1 of 2  
Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 23, 2021:

Recip ID	Recipient Name and Address
db	+ Evaristo Burdiez, 365 River Road, Bogota, NJ 07603-1017
cr	+ Cecilia Otero, 100 Old Palisade Rd, Fort Lee, NJ 07024-7064

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 23, 2021                      Signature: /s/Joseph Speetjens

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## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 18, 2021 at the address(es) listed below:

Name	Email Address
Alex A Pisarevsky	on behalf of Creditor Weinberg & Cooper LLC ap@njlawfirm.com
Alex A Pisarevsky	on behalf of Interested Party Melissa Cohen Esq ap@njlawfirm.com
David Kromm	on behalf of Creditor The Port Authority of New York and New Jersey dkromm@panynj.gov panylit@panynj.gov
Denise E. Carlon	on behalf of Creditor U.S. Bank Trust National Association as Trustee for GIFM Holdings Trust dcarlon@kmlawgroup.com bkgroup@kmlawgroup.com
Franklin G. Soto	on behalf of Creditor Jose Fenibal Duque-Castano yesenia@bsgslaw.com sotofr96356@notify.bestcase.com
Franklin G. Soto	

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on behalf of Creditor Gloria Liliana Salazar yesenia@bsglaw.com sotofr96356@notify.bestcase.com

Franklin G. Soto

on behalf of Creditor Claudia Marcela Duque-Salazar yesenia@bsglaw.com sotofr96356@notify.bestcase.com

John Richard Voorhees, III

on behalf of Creditor Cecilia Otero bk@focusedlaw.com  
bk@focusedlaw.com;g35648@notify.cincompass.com;10440@notices.nextchapterbk.com

Marie-Ann Greenberg

magecf@magtrustee.com

Marie-Ann Greenberg

on behalf of Trustee Marie-Ann Greenberg magecf@magtrustee.com

Roger Chavez

on behalf of Debtor Evaristo Burdiez rchavez01@aol.com rchavez@chavezlegal.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 12